# RECEIVED CENTRAL FAX CENTER

# LARSON DEWMAN

NOV 14 2006

Intellectual Property Law

## **FACSIMILE COVER SHEET**

DATE:

November 14, 2006

TO:

EXAMINER: Robert W. Morgan

FAX NO.:

571-273-8300

GAU: 3626

FROM:

John R. Schell

Reg. No. 50,776

U.S. APP NO .:

09/440,557

FILING DATE:

November 15, 1999

APPLICANT(S):

Randolph B. Lipscher

ATTY DKT NO.:

1039-0010

TITLE:

ELECTRONIC HEALTHCARE INFORMATION AND DELIVERY

MANAGEMENT SYSTEM

NO. OF PAGES (INCL. COVER SHEET): 2

Attached please find:

Notice of Appeal (1 pg)

### **CONFIDENTIALITY NOTE**

The pages accompanying this facsimile transmission contain information from the law office of LARSON NEWMAN ABEL POLANSKY & WHITE, LLP and are confidential and privileged. The information is intended to be used by the individual(s) or entity(ies) named on this cover sheet only. If you are not the intended recipient be aware that reading disclosing copying distribution or use of the contents of this transmission is prohibited. Please notify us immediately if you have received this transmission in error at the number listed above and return the document to us via regular mail.

P. 2

### RECEIVED CENTRAL FAX CENTER

NOV 14 2006

PTO/SB/31 (04-05) Approved for use through 07/31/2006, OMB 0681-0031
U.S. Patent and Tradamark Office; U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of Information unless it displays a valid OMB control number. Docket Number (Optional) NOTICE OF APPEAL FROM THE EXAMINER TO THE BOARD OF PATENT APPEALS AND INTERFERENCES 1039-0010 I hereby certify that this correspondence is being facsimile transmitted In re Application of to the USPTO or deposited with the United States Postal Service with Randolph B. Lipscher et al. sufficient postage as first class mail in an envelope addressed to \*Commissioner for Patente, P.O. Box 1450, Alexandria, VA 22313-Application Number Filed 1450" [37 CFR 1.8(a)] 1-14-06 09/440,557 11-15-1999 ELECTRONIC LIBALTHCARE INFORMATION AND DELIVERY MANAGEMENT SYSTEM Signature Art Unit Examiner Typed or printed Debra J. Gillooly Robert W. Morgan 3626 Applicant hereby appeals to the Board of Patent Appeals and Interferences from the last decision of the examiner. The fee for this Notice of Appeal is (37 CFR 41.20(b)(1)) Applicant claims small entity status. See 37 CFR 1.27. Therefore, the fee shown above is reduced by half, and the resulting fee is: A check in the amount of the fee is enclosed. Payment by credit card. Form PTO-2038 is attached. The Director has already been authorized to charge fees in this application to a Deposit Account. I have enclosed a duplicate copy of this sheet. The Director is hereby authorized to charge any fees which may be required, or credit any overpayment to Deposit Account No. 50-3797 . I have enclosed a duplicate copy of this sheet. A petition for an extension of time under 37 CFR 1.136(a) (PTO/SB/22) is enclosed. WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038. l am the applicant/inventor. assignee of record of the entire interest. See 37 CFR 3.71. Statement under 37 CFR 3.73(b) is enclosed. John R. Schell (Form PTO/\$B/96) Typed or printed name attorney or agent of record. 50,776 512-439-7100 Registration number Telephone number attorney or agent acting under 37 CFR 1.34. 11.14.06 Registration number if acting under 37 CFR 1.34. NOTE: Signatures of all the inventors or assignees of record of the entire Interest or their representative(s) are required. Submit multiple forms if more than one signature is required, see below.  $\square$ \*Total of forms are submitted.

This collection of Information is required by 37 CFR 41.31. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO In a contection of information is required by 37 CFR 4.1.31. This information is required to domain or retain a cerein by the public which is to take (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11, 1.14 and 41.6. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Petern and Trademark Office, U.S. Department of Commences, P.O. Box 1450, Alexandria, VA 22313-1450. OO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS, SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.